

**UNITED STATES PATENT & TRADEMARK OFFICE**

Examiner: HOBBS, Michael L. Art Unit: 1797

Re. Applicant: LEE, Choul-Gyun, et al.

Serial No.: 10/535,386

Filed: May 17, 2005

For: **MULTI-LAYERED PHOTOBIOREACTOR AND  
METHOD OF CULTURING PHOTOSYNTHETIC  
MICROORGANISMS USING THE SAME**

Confirmation No.: 3696

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 27, 2009

Sir:

Further to the Information Disclosure Statement submitted on March 19, 2009 and pursuant to M.P.E.P. §609 and 37 C.F.R. §§1.56, 1.97-1.99, Applicants submit a Supplemental Information Disclosure Statement to provide a replacement copy of a reference cited in the corresponding Japanese Patent application. Please note that the originally cited reference Japanese Patent Publication No. 2000-513938 is not available at this moment, thus, Applicants submit WO 98/00559, which is a corresponding International Application Publication of JP 2000-513938.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the documents called to the Examiner's attention herein, Applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

Applicants reserve the right to contend, where appropriate, that a patent asserted against any claim of the present application is not prior art under the facts and the law.

Applicants also reserve the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

Applicants request that the Examiner independently determine those items which the Examiner would consider the most pertinent of all the references cited herein.

This Supplemental Information Disclosure Statement is filed before the mailing of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application. The \$180.00 fee set forth in 37 C.F.R. 1.17(p) is being charged to the undersigned's credit card. Any deficiency or overpayment should be charged or credited to Deposit Account No. 02-2275. Accordingly, this document complies with the requirements of 37 C.F.R. Section 1.97(c). It is respectfully requested that the reference cited in the accompanying form PTO SB/08 be considered and made of record.

Respectfully submitted,

LUCAS & MERCANTI, LLP



Yun H. Choe

Registration No. 61,798

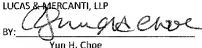
LUCAS & MERCANTI, LLP  
475 Park Avenue South  
New York, New York 10016  
Phone: 212-661-8000  
Fax: 212-661-8002

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this document is being facsimile transmitted to the Commissioner of Patents on July 27, 2009.

LUCAS & MERCANTI, LLP

BY:

  
Yun H. Choe